

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

SHANNON J. ROLLINS

APPELLANT,

**v.
STATE OF MISSOURI**

RESPONDENT.

DOCKET NUMBER WD77074

DATE: February 3, 2015

Appeal From:

Jackson County Circuit Court
The Honorable W. Brent Powell, Judge

Appellate Judges:

Division Three: Victor C. Howard, Presiding Judge, James E. Welsh, Judge and Gary D. Witt,
Judge

Attorneys:

S. Kate Webber, Kansas City, MO, for appellant.

Daniel N. McPherson, Jefferson City, MO, for respondent.

MISSOURI APPELLATE COURT OPINION SUMMARY

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

SHANNON J. ROLLINS,

APPELLANT,

v.

STATE OF MISSOURI,

RESPONDENT.

No. WD77074

Jackson County

Before Division Three: Victor C. Howard, Presiding Judge, James E. Welsh, Judge and Gary D. Witt, Judge

Shannon Rollins appeals from the denial of his Rule 29.15 motion following an evidentiary hearing. He asserts that his appellate counsel provided ineffective assistance of counsel by failing to raise on direct appeal a claim that Rollins did not unequivocally waive his right to counsel.

AFFIRMED

Division Three holds:

A review of the record indicates that Rollins made it clear throughout the trial proceedings that he refused to be represented by a public defender. While he indicated a desire for stand-by counsel, he made it clear that a public defender was unacceptable to even serve in this role. The trial court made it clear that he would appoint counsel from the public defender's office, but Rollins did not have the right to pick his appointed counsel. Because Rollins's waiver was unequivocal, the motion court did not err in denying his Rule 29.15 motion for post-conviction relief.

Opinion by Gary D. Witt, Judge

February 3, 2015

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